

PLACER LOCAL AGENCY FORMATION COMMISSION

Miguel Ucovich, Chair (City); Jim Holmes, Vice Chair (County); Gray Allen (District); Bill Kirby (City); E. Howard Rudd (Public); Ron Treabess (District); Robert Weygandt (County). Alternate Commissioners: Jim Gray (Public); Jack Duran (County); Stan Nader (City); Vacant (District)

Summary Action February 10, 2016

1. Flag Salute led by Commissioner Treabess.
2. Call to Order and Roll Call: Chairman Ucovich called the hearing to order at 4:00 p.m. in the Board of Supervisors Chambers at 175 Fulweiler Avenue, Auburn, CA. Those Commissioners present and seated were Ucovich, Holmes, Allen, , Rudd, Weygandt, Treabess, and Nader (Kirby absent). Alternate Commissioners in attendance were Nader and Gray. Staff present was Kris Berry, Executive Officer, and LAFCO Counsel Bill Wright.
3. Approval of Agenda by motion: Approved as submitted Rudd/Holmes/ 7:0
4. Public Comment: None
5. Approval of Minutes: From the January 13, 2015~~56~~ hearing. Holmes/Allen/ 6:1 (Nader abstained)
6. Alternate Special District Member: The newly elected special district representative will be sworn in. Ms. Berry informed the Commission that a Special District election was held. She said that there was a tie vote between Susan Daniels from the North Tahoe Public Utility District and Mike Lynch from the Auburn Recreation and Park District. A tie vote calls for a coin toss. Susan Daniels won the coin toss and will be sworn in at the next regular hearing since she was not present.
7. Town of Olympic Valley Incorporation proposal: It was recommended that the Commission continue the item to allow resolution of outstanding invoices. Ms. Berry stated that there is still an outstanding balance due from the incorporation proponents. She stated that she had met with Dr. Ilfeld and Mr. Barnett and she recommended that the Commission continue this item to allow more time to resolve the issue.

Chairman Ucovich called for public comment.

Dr. Fred Ilfeld stated that the consultants did work after the State Controller's audit (completed in October) that increased the charges agreed to. He said that IOV is willing to pay the \$10,000 plus an additional \$5,159 but in regard to the consultants December billing of \$6,721 for their November hours, he stated that IOV did not feel obligated to pay for that work since it was done after the completion of the State Controller's report.

Chairman Ucovich closed public comment.

Motion to continue the item to the next regular scheduled hearing was made by Commissioner Holmes, second by Commissioner Rudd. 6:1 (Treabess abstained)

8 City of Rocklin – Greenbrae Island reorganization: The Commission was asked to hold a public hearing to consider the proposed annexation of the Greenbrae Island area into the City of Rocklin and the dissolution of the Rocklin Fire Protection District. CEQA determination; Responsible agency under CEQA Guidelines section 15096. Ms. Berry informed the Commission that she was became aware of several of the notices on this project were sent out after the 21 day mailing requirement, therefore she recommended continuing this item to the next regular hearing.

Chairman Ucovich opened to public comment.

Joanne Nuguit, lives in the island area requested that the time for the next hearing be pushed back so that she would not have to use vacation time to attend. She also stated that according to the government code quoted that the people have no say in the annexation. She wanted the people in the area to have the opportunity to vote on whether they should be annexed or not.

LAFCO Counsel Bill Wright stated that the statute she is referring to is a statute that requires LAFCO to hold a hearing for something that LAFCO is required to approve. He stated that if the annexation meets the certain criteria based in the legislation, LAFCO is required to approve it. He felt that the law should not have LAFCO's hold a hearing on this type of annexation.

Laura Webster from the City of Rocklin Economic Development Department stated that there were several hearings before the city council and there were public workshops held. She said that the council decided to follow the statute, therefore there would be no votes by the public and an application was submitted to LAFCO.

Commissioner Rudd asked for clarification that as long as LAFCO has the proposal application that the Commission must approve it.

Mr. Wright stated that is correct.

Motion made by Commissioner Holmes to continue the item to the March 9, 2016 hearing. Second by Commissioner Allen. Unanimous 7:0

9. Executive Officer Reports:

- a. Special District (alternate) member election: Covered under item #6.
- b. Legislative Committee: CALAFCO is working on a broader definition of a JPA.
- c. Proposal Status: Expecting some NID and Lincoln applications, a Park and Recreation District for the Placer Vineyards area. The Fire MSR should be out soon.
- d. Next Hearing: March 9, 2016

10 Commissioner Reports: Commissioner Treabess stated that a couple of the special districts in the North Lake Tahoe area are having initial discussions of possible consolidation.

11. Closed Session: Conference with Legal Counsel (G.C. 54956.9 (d)(4)
Initiation of Litigation: One potential case

LAFCO Counsel Bill Wright reported out of closed session that there was action taken and by unanimous vote the Commission approved a motion to authorize the Executive Officer and Legal Counsel to negotiate a final settlement with IOV.

12. Adjournment: Motion to adjourn the hearing by Allen/Rudd/Unanimous 7:0. Chairman Ucovich adjourned the hearing at 5:20 p.m.